

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

WP(C).No. 28285 of 2004(P)

OS.61/1957 of PRINCIPAL SUB COURT, PALAKKAD

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PETITIONERS:

1. RAJAMMAL, W/O. KRISHNAN,
KACHERIMEDU, CHITTUR, PALAKKAD.
2. SURENDRAN, S/O.BHARGAVI AMMA,
PADINJAREKODU, POST PATTANCHERRY,
PALAKKAD DISTRICT.

BY ADV. SMT.PREETHY KARUNAKARAN
SRI.R.RAJESH KORMATH
SMT.MEENA.A.
SMT.M.R.MINI
SRI.JAYKAR.K.S.

RESPONDENTS:

1. SUBRAMANIA IYER,
S/O. KASTHURIRANGA IYER, NEAR CHANDAPURA,
KOZHINJAMPARA AMSOM, CHITTUR TALUK,
PALAKKAD DISTRICT.
2. C.V.RAJAM, C/O. E.G.KRISHNAN,
C-16, HEMAVATHI NEW MANDELA, MUMBAI - 400 088.
3. C.V.KAVERI RAMACHANDRAN,
W/O. RAMACHANDRAN, 36, LAZAROUS, CHURCH ROAD,
MANADAVELLI, CHENNAI - 600 028.
4. C.V.RAJAMANI W/O. THIRUMOORTHY ALIAS
MOORTHY, PUTHENTHOTTAMKALAM, NEAR AGRAHARAM,
MALLAPILLI, CHITTUR, PALAKKAD DISTRICT.

5. C.V.BRINDA LAKSHMI
W/O. V.V.PARASURAMAN, 1/48, COURT VIEW,
KACHERIMEDU, CHITTUR, PALAKKAD DISTRICT.
 6. C.V.SIVAKAMASUNDARI W/O. CHANDRAN,
24/2069 SUBITA, NANKAVU, KADUPUNNI,
CALICUT, KOZHIKODE DISTRICT.
 7. C.V.LALITHA
W/O. SRI.SOORYANARAYANAN (AMBI),
NEAR VENKITACHALAPATHY TEMPLE, THONDIKULAM,
NOORNI, PALAKKAD.
 8. VENKITARAM, S/O. LATE MANI IYER,
GANESH BHAVAN HOTEL, KACHERIMEDU,
CHITTUR, PALAKKAD DISTRICT.
 9. VESA AMMA D/O. LATE VELLAYAMMA,
KACHERIMEDU, CHITTUR POST, PALAKKAD.
 10. PAPPAMMAL W/O. SARAVANAN,
KACHERIMEDU, CHITTUR, PALAKKAD.
 11. RAMANKUTTY, KACHERIMEDU,
CHITTUR POST, PALAKKAD.
 12. ARAVINDAKSHAN, ADVOCATE, KACHERIMEDU,
CHITTUR, PALAKKAD.
 13. SELVAN S/O. KRISHNAN,
KACHERIMEDU, CHITTUR, PALAKKAD.
 14. SHANMUGHAN, SUJITHA HOTEL,
KACHERIMEDU, CHITTUR, PALAKKAD.
 15. C.SHANMUGHAN S/O. LATE CHELLAMANI,
VAKKOTKALAM, KENAMPILLI, CHITTUR.
- R4, R6 & R7 BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON
R1 BY ADV.SRI.O.RAMACHANDRAN NAMBIAR
SRI.GEEN T.MATHEW

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 27/06/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WPC.28285/04

APPENDIX

PETITIONERS' EXTS:

EXT.P1 – CERTIFIED COPY OF ORDER DT.29.5.04 IN I.A.995/97 IN O.S.61/57 OF
SUB COURT, PALAKKAD.

/TRUE COPY/

PIUS C. KURIAKOSE, J.

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W.P.(C)No.28285 OF 2004
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DATED THIS THE 27TH JUNE, 2007

J U D G M E N T

The petitioners are assignees from respondents 2 to 9 in this Writ Petition. The dispute between those respondents and the other respondents in this Writ Petition has already been settled by them out of court and two Writ Petitions—W.P.(C)Nos.23114 of 2004 and 20463 of 2004—have already been disposed of by this Court recording the compromise. One of the terms in the compromise so recorded in those two cases is that the respondents who are contesting the claims of the assignors of the writ petitioners have relinquished all their right, title and interest over the partible properties situated in Chittur and that the assignors of the petitioners have the liberty to assign away the same to third parties. In view of that term which has been accepted by this Court in the other two Writ Petitions, the petitioners cannot have any surviving grievance. The Writ Petition is disposed of on that basis.

(PIUS C.KURIAKOSE, JUDGE)

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